

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DANIEL GORDON, *et al.*,

Plaintiffs,

v.

Civil Action No. 1:15-cv-05457(KPF)

AMADEUS IT GROUP, S.A., *et al.*,

Defendants.

**MOTION TO DISMISS NAMED PLAINTIFF KIM COUGHLIN PURSUANT
TO ENDORSED STIPULATED ORDER DATED NOVEMBER 18, 2016**

TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that pursuant to this Court's endorsed Stipulated Order of Dismissal as to Certain Named Plaintiff Pursuant to Fed. R. Civ. P. 41(a), Plaintiff Kim Coughlin (the "Moving Plaintiff") hereby moves this Court for an order dismissing her from this Action.

WHEREAS, on July 6, 2016, this Court issued an opinion and order which, among other things, dismissed the Moving Plaintiffs' state law claims for damages against Defendants ("July 16, 2016 Order") (Dkt. No. 170), but which permitted the Moving Plaintiffs to rejoin this Action as a named Plaintiff with respect to the state law claims for money damages should the dismissed claims be reinstated following a decision by the Court of Appeals reversing or remanding for further consideration the July 16, 2016 Order; and

WHEREAS, on November 18, 2016, the parties to this Action filed their Stipulated Order of Dismissal as to Certain Named Plaintiffs Pursuant to Fed. R. Civ. P. 41(a) ("Stipulated Order") (Dkt. No. 190), which provided for dismissal of those plaintiffs who were affected by the Court's July 6, 2016 Order, stating in part, "The Sherman Act claims of all Plaintiffs except for those Plaintiffs' Interim Co-Lead Counsel specifically identify . . . shall be dismissed

Plaintiffs' Interim Co-Lead Counsel shall file the appropriate motion with the Court to effectuate the dismissal of the Sherman Act claims of all Plaintiffs other than the Remaining Plaintiffs . . . within twenty-one (21) days of the entry of this Order." (Dkt. No. 190, ¶1); and

WHEREAS, on November 18, 2016, this Court did "SO ORDER[]" the Stipulated Order, and further advised that "[t]hose Plaintiffs who are not included among the Remaining Plaintiffs will be dismissed by separate order of the Court, pursuant to paragraph 1 of this stipulation" (Dkt. No. 190);

NOW THEREFORE, Plaintiff Kim Coughlin seeks an order of this Court dismissing her from this Action with prejudice.

Dated: January 31, 2017

/s/ Robert G. Eisler

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Plaintiffs' Interim Co-Lead Counsel

CERTIFICATE OF SERVICE

I, Robert G. Eisler, hereby certify that on January 31, 2017, I caused the foregoing Motion to Dismiss Named Plaintiff Kim Coughlin Pursuant to Endorsed Stipulated Order, Dated November 18, 2016 to be filed and served electronically upon all counsel of record via the Court's CM/ECF system.

Dated: January 31, 2017

/s/Robert G. Eisler
Robert G. Eisler (Bar #RE1398)